

4-28-04



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Attorney Docket No. 011738.00133)

In re U.S. Patent Application of Osorio, et al.)
Application No. 10/687,135) Group Art Unit: 3736
Filed: October 15, 2003) Examiner: Unassigned
For: CONFIGURING AND TESTING TREATMENT) Confirmation No. 8261
THERAPY PARAMETERS FOR A MEDICAL)
DEVICE SYSTEM)

INFORMATION DISCLOSURE STATEMENT

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR §§1.97 and 1.98, the Applicant wishes to make the following references of record in the above-identified application. This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 CFR §1.56. Copies of the foreign references cited below are enclosed. The references are also listed on the enclosed and completed Form PTO/SB/08A.

The U.S. references were filed electronically on April 27, 2004. A copy of the Electronic Information Disclosure Statement is attached hereto.

This Information Disclosure Statement is filed under 37 CFR §1.97(b) before the mailing date of a first Office Action on the merits. Accordingly, there is no fee due for filing this Information Disclosure Statement. However, if it is determined that a fee is due, the

Commissioner is authorized to charge or credit any fees associated with this paper to Deposit Account No. 19-0733.

Under 37 CFR §1.97(g), the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made.

Under 37 CFR §1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the cited references are, or are considered to be, material to patentability as defined in 37 CFR §1.56(b).

Foreign References

EP 0911061A2, published April 28, 1999

Dated: April 27, 2004

Respectfully submitted,

By: Kenneth F. Smolik
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PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

of

Complete if Known

Application Number	10/687,135
Filing Date	October 15, 2003
First Named Inventor	Osorio
Group Art Unit	3736
Examiner Name	Unassigned
Attorney Docket Number	011738.00133

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			

FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
		EP 0911 061 A2	04/28/1999			

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.

³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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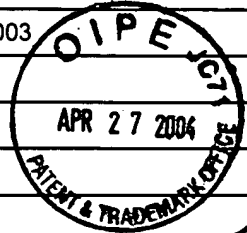
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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/687,135
Filing Date	October 15, 2003
First Named Inventor	Ivan Osorio
Group Art Unit	3736
Examiner Name	Not assigned
Attorney Docket Number	011738.00133

Total Number of Pages in This Submission



ENCLOSURES (check all that apply)

- | | | |
|--|--|---|
| <input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment / Response
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<input checked="" type="checkbox"/> Information Disclosure Statement
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<input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Recordation Form Cover Sheet
<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition
<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address
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<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
1 Reference
Copy of Acknowledgement Receipt
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|--|--|---|

Remarks

The Commissioner is hereby authorized to charge any deficiencies in payment or credit any overpayment to our Deposit Account No. 19-0733.

Express Mail No. EL 995824061 US

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name
Kenneth F. Smolik
Banner & Witcoff, Ltd.

Signature

Date

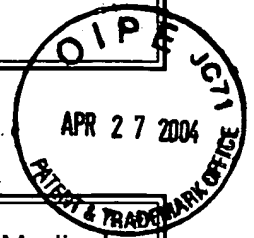
April 27, 2004

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**UNITED STATES PATENT AND TRADEMARK OFFICE
ACKNOWLEDGEMENT RECEIPT**

Electronic Version 1.1

Stylesheet Version v1.1.1



**Title of
Invention**

Configuring and Testing Treatment Therapy Parameters for a Medical
Device System

Submission Type: Information Disclosure Statement

Application Number: 10/687135

10/687135

EFS ID: 59771

Server Response:

Confirmation Code	Message
ISVR1	Submission was successfully submitted - Even if Informational or Warning Messages appear below, please do not resubmit this application
ICON1	8261
ISYS5	Filename= N/A BusinessRule= Validation System/Function Call Information. #Supporting Msg: Server unable to validate the Confirmaton/Application numbers at this time. They will be checked by PTO personnel later.

First Named Applicant: Ivan Osorio

Attorney Docket Number: 011738.00133

Timestamp: 2004-04-27 09:59:03 EDT

From: us

File Listing:

Doc. Name	File Name	Size (Bytes)
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us-ids	us-ids.dtd	7763
us-ids	us-ids.xsl	12026
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package-data	package-data.dtd	27025
package-data	us-package-data.xsl	19263
Total files size		70027

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Digital Certificate Holder
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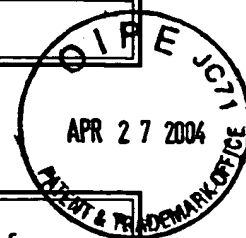
cn=Kenneth Smolik,ou=Registered
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Government,c=US

ELECTRONIC INFORMATION DISCLOSURE STATEMENT

Electronic Version v18

Stylesheet Version v18.0

**Title of
Invention****Configuring and Testing Treatment Therapy Parameters for a
Medical Device System**

Application Number: 10/687135 *10/687135*
Confirmation Number: 8261
First Named Applicant: Ivan Osorio
Attorney Docket Number: 011738.00133
Art Unit: 3736
Examiner: Unassigned Unassigned
Search string: (5372607 or 5611350 or 6117066 or 6308102).pn.

Certification: This Information Disclosure Statement was submitted under the following conditions, which satisfies the requirement under 37 CFR 1.97(e). The filer certified:

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

US Patent Documents

Note: Applicant is not required to submit a paper copy of cited US Patent Documents

init	Cite.No.	Patent No.	Date	Patentee	Kind	Class	Subclass
	1	5372607	1994-12-13	Stone			
	2	5611350	1997-03-18	John			
	3	6117066	2000-09-12	Abrams			
	4	6308102	2001-10-23	Sieracki			

Signature**Examiner Name****Date**




**CERTIFICATE OF MAILING
(PATENT APPLICATION)**

Attorney Docket No. 011738.00133
Confirmation No. 8261

Express Mail No. EL 995824061 US
Deposited: April 27, 2004

I hereby certify that the attached correspondence, identified below, is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" under 37 CFR §1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By:  _____

Osorio, et al., U.S. Patent Application No. 10/687,135 for "Configuring and Testing Treatment Therapy Parameters for a Medical Device System"

Transmitted herewith are the following documents:

- Transmittal Form (in duplicate)
- Information Disclosure Statement (2 pages)
- Form PTO/SB/08A (1 page)
- 1 Reference
- Copy of Acknowledgement Receipt (2 pages)
- Copy of Electronic Information Disclosure Statement (1 page)
- Return Postcard

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